

MEETINGS TO DATE 7
NO. OF REGULARS 5
NO. OF SPECIALS 2

LANCASTER, NEW YORK
MARCH 19, 1990

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 19th day of March, 1990, at 7:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
DONNA G. STEMPNIAK, PLANNING BOARD CHAIRMAN
JOHN P. GOBER, PLANNING BOARD MEMBER
GEORGE E. O'NEIL, PLANNING BOARD MEMBER
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER

ABSENT: MILDRED WHITTAKER, PLANNING BOARD CHAIRMAN
ANTHONY FRANJOINE, PLANNING BOARD MEMBER
JOHNSTON N. REID, JR., PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of three actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE
REZONE PETITION OF KEITH A. WILKINSON, SR.**

The joint boards proceeded with the short Environmental Assessment Form on the Wilkinson Rezone matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

Upon motion duly made seconded and carried, the SEQR Review on this matter was tabled pending receipt of additional data from the petitioner on:

1. Traffic Patterns
2. Drainage
3. Flood Plain Data
4. Paleontological Survey Results
5. Relation to known Historic Sites
6. Character of Community
7. Plant Life
8. Wetlands Development

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**IN THE MATTER OF THE SEQR REVIEW OF THE
MEADOWLANDS SUBDIVISION**

The joint board then proceeded with the Environmental Assessment on the proposed Meadowlands Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on a Full Environmental Assessment Form Part 2 which was provided to each member.

Supervisor Keysa disqualified himself from any consideration on the review of the Meadowland Subdivision stating that the developer recently completed work on his home as a private contractor.

Councilman Czapla was designated to act as Chairman on this matter due to the disqualification of Supervisor Keysa.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION
PROPOSED MEADOWLANDS SUBDIVISION
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Nicholas LoCicero, Deputy Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 10 acres.

The location of the premises being reviewed an extension of East Home Road and West Home Road in the vicinity of Stutzman Road and Genesee Street.

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least four (4) members of the Town Board of the Town of Lancaster together with at least three (3) members of

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the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will not result in a physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will not affect surface or ground water quality or quantity, however, the Erie County Health Department must approve the water system and Erie County Sewer District No. 4 must approve the sewer plans.
6. The proposed action will have a small to moderate effect upon drainage flow patterns or surface water runoff. The developer will set aside as many lots as may be determined necessary by the Town Board for construction of a detention basin on the project site.
7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will not effect existing transportation systems, however, traffic patterns should be reviewed by the Chief of Police.
15. The proposed action will not affect the community's sources of fuel or energy supply.

16. There will not be objectional odors, noise, or vibration as a result of this proposed action.
17. The proposed action will not affect public health and safety.
18. The proposed action will not affect the character of the existing community.
19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s _____

Richard Sherwood, Town Attorney
Town of Lancaster

March 19, 1990

and,

BE IT FURTHER

RESOLVED, that the Town Attorney of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	WAS EXCUSED
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR. STEMPIAK	VOTED NO
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon duly adopted.

March 19, 1990

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RECESS: At 7:30 p.m. the Municipal Review Committee recessed. During the recess a regular meeting of the Town Board was convened and a resolution was adopted rescinding a prior Town Board resolution of February 13, 1989 wherein the make up of the Municipal Review Committee was set at four (4) members of the Town Board and three (3) members of the Planning Board and enacting in lieu thereof a new make up for the Municipal Review Committee of three (3) members of the Town Board and three (3) members of the Planning Board.

RECONVENED: At 7:35 p.m. the Municipal Review Committee reconvened.

**IN THE MATTER OF THE SEQR REVIEW OF THE
WINDSOR RIDGE SUBDIVISION**

The joint board then proceeded with the Environmental Assessment on the proposed Windsor Ridge Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on a Full Environmental Assessment Form Part 2 which was provided to each member.

Supervisor Keysa disqualified himself from any consideration on the review of the Windsor Ridge Subdivision stating that as a private attorney he has previously represented the seller of the property.

Councilman Czaplak disqualified himself from any consideration on the review of the Windsor Ridge Subdivision stating that he acts in a fiduciary capacity for a family estate having an interest in the property under consideration.

Councilman Giza was designated to act as Chairman on this matter due to the disqualification of Supervisor Keysa and Councilman Czaplak.

THE FOLLOWING RESOLUTION WAS OFFERED BY
PLANNING BOARD CHAIRMAN STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION
PROPOSED WINDSOR RIDGE SUBDIVISION
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Nicholas LoCicero, Deputy Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 98 acres.

The location of the premises being reviewed is on Siebert Road (south of William Street).

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will produce a small to moderate physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate effect upon surface or ground water quality or quantity.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will not affect air quality.
8. The proposed action will have a small to moderate effect upon threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.

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12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will have a small to moderate effect upon existing transportation systems.
15. The proposed action will have a small to moderate effect upon the community's sources of fuel or energy supply.
16. There will be small to moderate objectional noise as a result of this proposed action during construction only.
17. The proposed action will not affect public health and safety.
18. The proposed action will have a small to moderate effect upon the character of the existing community.
19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s _____

Richard J. Sherwood, Town Attorney
Town of Lancaster

March 19, 1990

and,

BE IT FURTHER

RESOLVED, that the Town Attorney of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

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The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR KEYSA	WAS EXCUSED
COUNCILMAN GIZA	VOTED YES
COUNCILMAN CZAPLA	WAS EXCUSED
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
PLANNING BOARD CHAIR.STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER FRANJOINE	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER O'NEIL	VOTED YES
PLANNING BOARD MEMBER REID	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

March 19, 1990

ON MOTION DULY MADE, SECONDED AND CARRIED, by voice vote, the joint meeting was adjourned at 8:30 P.M.

Signed Robert P. Thill
Robert P. Thill, Town Clerk

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MEETINGS TO DATE 08
NO. OF REGULARS 06
NO. OF SPECIALS 02

LANCASTER, NEW YORK
MARCH 19, 1990

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 19th day of March 1990 at 7:30 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
BRUCE SHEARER, TOWN ENGINEER
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

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Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously, by resolution dated February 16, 1983, designated three (3) members of the Town of Lancaster Planning Board and four (4) members of the Town of Lancaster Town Board as the Municipal Review Committee (MRC) to review matters at the Town level, under the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the Town Board desires to rescind that designation and in place thereof designate three (3) members of the Town Board of the Town of Lancaster, together with at least three (3) members of the Town of Lancaster Planning Board, to act as the Municipal Review Committee under the State Environmental Quality Review Act,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby rescinds its resolution of February 16, 1983, designating the Town of Lancaster Planning Board as the Municipal Review Committee and does in place thereof designate the three (3) members of the Town Board of the Town of Lancaster, together with at least three (3) members of the Town of Lancaster Planning Board, to act as the Municipal Review Committee under the State Environmental Quality Review Act.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

RECESS: at 7:35 P.M. the Town Board recessed

RECONVENE: at 8:50 P.M. the Town Board reconvened with all members present

File: R.SEQR.QUORUM

32X1

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 9:00 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed repeal of Section 5.3 of Section IV - "Business Districts" of the Zoning Ordinance of the Town of Lancaster and the enactment of a new section 5.3 in place thereof and, further, the enactment of Section 5.4 of Section IV of said Zoning Ordinance, known as Chapter 50 of the Code of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS

None

QUESTIONS

None

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:05 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 8:20 P.M.:

At 9:05 P.M., the Town Board held a Public Hearing to hear all interested persons upon an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster designated as Chapter 46 of the Code of said Town - Article IX - Speed Regulations - regarding Hall Road.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS

None

QUESTIONS

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:10 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

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PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 9:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application for a Special Use Permit for an Auxiliary Housing Unit within as single-family detached dwelling on premises locally known as 5002 William Street.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner and the Erie County Division of Planning, notifying them of the time and place of this Public Hearing.

PROPOSERS	ADDRESS
Mary Faulhaber, the petitioner	5002 William Street, Lancaster

OPPOSERS	COMMENTS
None	None

QUESTIONS
None

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:15 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on March 5, 1990, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.MIN (P1)

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Public Safety Committee of the Town Board of the Town of Lancaster has negotiated tentative contract with the Lancaster Volunteer Ambulance Corps for the providing of emergency ambulance service to the Town of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to enter into such an emergency ambulance service contract with the Lancaster Volunteer Ambulance Corps, and

WHEREAS, such tentative contract has been provided to all Town Board Members, the Lancaster Volunteer Ambulance Corps, and is on file with the Lancaster Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to enter into an agreement with the Lancaster Volunteer Ambulance Corps for the providing of emergency ambulance service to the Town of Lancaster in accordance with the Agreement as filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has authorized a
bond resolution for the rehabilitation of the wading pools at Keysa Town Park
and Meadowlea Park, and

WHEREAS, DONALD GALLO, Consulting Engineer, has submitted a contract
proposal for design engineering for this project in the sum of \$16,100.00 by
letter dated March 15, 1990, and

WHEREAS, after review of the proposed engineering agreement, the
Town Board deems it in the public interest to contract with DONALD GALLO for
the rehabilitation of the wading pools at Keysa Town Park and Meadowlea Park
for design engineering services, including plans and specifications regarding
the aforesaid project;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to enter into a contract
with DONALD GALLO, Consulting Engineer, for design engineering services
relative to the rehabilitation of the wading pools at Keysa Town Park and
Meadowlea Park.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, a Public Hearing was held on the 19th day of March, 1990
for the purpose of amending Chapter 46-Vehicle and Traffic Ordinance of the
Code of the Town of Lancaster, and persons for and against such amendment have
had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and
posted;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of
the Town of Lancaster, be amended in the form attached hereto and made a part
hereof;
2. That said amendment be added in the minutes of the meeting of
the Town Board of the Town of Lancaster held on the 19th day of March, 1990,
1990;
3. That a certified copy thereof be published in the Lancaster Bee
on March 22, 1990;
4. That a certified copy of the amendment be posted on the Town
Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the
Town Clerk;
6. That the Highway Superintendent take whatever action is
necessary to install signs in accordance with the law.
7. That a copy of this resolution shall be furnished to the State
D.O.T., Town of Elma and Erie County Sheriff's Department.

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted

March 19, 1990

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LEGAL NOTICE
NOTICE OF ADOPTION OF AMENDMENT
VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER

The Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

ARTICLE IX - Speed Regulations.

§46-9, Maximum Speed Limits

.....

- C. "A speed limit of Forty-five (45) miles per hour shall be posted on the following designated highways", is hereby amended by adding thereto the following:

.....

- (11) North side of Hall Road from its intersection with Bowen Road running easterly to its terminus at Ransom Road, and from the intersection of Bowen Road running west to its westerly terminus.

March 19, 1990

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the TOWN OF LANCASTER in the said County of Erie, have compared the foregoing copy of an Ordinance Amendment, with the original thereof filed in my office at Lancaster, New York, on the 19th day of March, 1990, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this day of March, 1990.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

FILE: R.VEH..TRA.ORD.AMDMT.

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, Loulou Silbak, 330 Hunting Avenue, Buffalo, New York 14214
has heretofore applied for approval of Roseland Subdivision, Phase I, and

WHEREAS, the Planning Board and Town Engineers have given their
approval to the filing of this subdivision,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves the
subdivision known as Roseland, Phase I as filed by Loulou Silbak.

2. That the Town Clerk of the Town of Lancaster be and is hereby
directed to properly endorse the approval of the Town Board of the Town of
Lancaster on the linen copy thereof.

3. That the Town Attorney be and is hereby directed to attend to
the filing of said subdivision map in the Erie County Clerk's Office.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED NO

The resolution was thereupon duly adopted.

March 19, 1990

File: R.SUB.DEVEL (P2)

12X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, as part of the State Budget for 1990-91, Governor Cuomo has proposed levying fees on selected solid waste management facilities owned and operated by the private sector, and

WHEREAS, bills have been submitted in the State Senate (S.6939) and Assembly (A.9339) to assess such a fee on landfills, transfer stations, etc., and

WHEREAS, the Town of Lancaster has a waste disposal agreement with Occidental Chemical Corporation to dispose of Town-generated garbage at a private landfill, and

WHEREAS, such waste disposal agreement provides for a direct pass through of all environmental costs (including fees proposed by the State) to the Town, and

WHEREAS, nearly \$2 million, or 25% of the entire fees proposed by the Governor, would be paid by users of the Occidental Waste-to-Energy Facility in Erie and Niagara County, and

WHEREAS, the proposed fee would impose a triple tax on those communities in Western New York whose waste is disposed of at private facilities, and

WHEREAS, the proposed State Landfill Tax would cost the Town \$4.00-\$5.00 per ton of solid waste, thus resulting in an additional annual cost to the Town of hundreds of thousands of dollars, and

WHEREAS, the proposed landfill tax would ultimately be paid by Town taxpayers, and

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WHEREAS, this Lancaster Town Board feels that the proposed landfill tax is unfair and burdensome to those who need to use the services of a private landfill,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, Erie County, New York, hereby voices its objection to and memorialized the State Legislature and Governor Cuomo to reject Senate Bill 6939 and Assembly Bill 9339 and to otherwise oppose a landfill tax, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to State Assemblyman Vincent J. Graber, Senator Dale M. Volker, Governor Mario Cuomo and the Speakers of the State Assembly and Senate.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

March 19, 1990

FILE: RES.ST.INDFL.TX.

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Article 5(G) of the General Municipal Law authorizes the
Town to enter into intermunicipal agreements which are determined to be of
benefit to the municipality, and

WHEREAS, the Supervisor of the Town of Lancaster has been duly
authorized by the Town Board to negotiate an intermunicipal agreement with the
Lancaster Central School District for a Joint Fuel Storage and Distribution
System to be shared by the Town and School District, and

WHEREAS, the Town Board of the Town of Lancaster deems it to be in
the public interest and a benefit to the municipality of the Town of Lancaster
to enter into such an intermunicipal agreement, and

WHEREAS, such an Agreement has been negotiated and the terms and
conditions have been reviewed by the Town Attorney,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to execute an agreement
with the Lancaster Central School District to provide for the installation and
operation of a Joint Fuel Storage and Distribution System.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follow

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

FILE: RES.INTR.MNCPL.AGRMT.F.TANKS

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by
letter dated March 5, 1990 has requested the confirmation of one new member
to, and the deletion of one member from the membership of the Bowmansville
Volunteer Fire Association, Inc.:

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the addition to, and deletion from, the membership of the
Bowmansville Volunteer Fire Association, Inc. of the following individuals:

PROBATIONARY ACTIVE MEMBER

Christopher Mancuso
18 Maple Drive
Bowmansville, New York 14026

DELETION

Donald Ryberg III

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.FIRE (P1)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, a Public Hearing was held on the 19th day of March, 1990,
for the purpose of amending a portion of the Code of the Town of Lancaster,
County of Erie, and State of New York, by the repeal of Section 5.3 of
SECTION IV - " Business Districts" of the Zoning Ordinance of the Town of
Lancaster, adopted May 15, 1989 and designated as Chapter 50 of said Code, and
the enactment of a new Section 5.3 in place thereof, and the addition of a new
Section 5.4 of said SECTION IV - Business Districts of the Zoning Ordinance of
the Town of Lancaster and persons for and against such amendments have had an
opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and
posted, and

WHEREAS, the Town Board, Town Attorney and Building Inspector have
recommended the proposed amendment of the Code of the Town of Lancaster,
County of Erie,

NOW, THEREFORE, BE IT

RESOLVED, that Section 5.3 of SECTION IV - "Business Districts" of
Chapter 50, Zoning Ordinance, of the Code of the Town of Lancaster, County of
Erie and State of New York, is hereby amended by making the following change
thereto:

CHAPTER 50
ZONING ORDINANCE
SECTION IV - BUSINESS DISTRICTS

"Section 5 - Residential Commercial Office Districts (RCO)

.

5.3 Design Regulations For Business Uses

5-3.1 Maximum Lot Area - One (1) acre.

5-3.2 Minimum Lot Width - 100 feet.

5-3.3 Minimum Yards for structures, parking,
loading and stacking areas:

12X

Yard	Structures (in feet)	Parking, Loading & Stacking Area (in feet)
Front, from right of way of a dedicated street	60	20*
Side and Rear, abutting a residential district or use	50	25*
Side and Rear, abutting a non-residential district	25	10*

* the entire area must be landscaped

5-3.4 Maximum Building Height - 30 feet.

5-3.5 Maximum Lot Coverage - as uses, yard, and off-street parking, loading and stacking, and landscaping requirements permit.

5-3.6 Enclosure:

All principal and accessory uses, except signs, landscaping and off-street parking, loading and stacking, shall be conducted within completely enclosed structures.

5-4 Permitted Accessory Uses or Structures

5-4.1 Retail stores and services, occupying not more than fifteen percent (15%) of the gross floor area of any one (1) building or division thereof, excluding outside display or retail sales.

5-4.2 Off-street parking as permitted and regulated by this Ordinance.

5-4.3 Signs as permitted and regulated by this Ordinance.

5-4.4 Yard and setback requirements as permitted and regulated in the R-2 District."

and

BE IT FURTHER

RESOLVED, as follows:

1. That said amendment be added in the minutes of the meeting of the Town Board held on the 19th day of March, 1990;

2. That a certified copy thereof be published in the Lancaster Bee on the 22nd day of March, 1990;

3. That a certified copy of this Amendment be posted on the Town Bulletin Board;

25 X1

32X1

4. That Affidavits of Publication and Posting be filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

March 19, 1990

32X1

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO ZONING ORDINANCE
TOWN OF LANCASTER**

CHAPTER 50 - ZONING ORDINANCE, SECTION IV - BUSINESS DISTRICTS, of the Code of the Town of Lancaster, County of Erie, State of New York, is hereby amended by deleting Section 5.3 of SECTION IV - "Business Districts" of the Zoning Ordinance and enacting a new Section 5.3 in place thereof, and further the enactment of Section 5.4 of SECTION IV, as follows:

**CHAPTER 50
ZONING ORDINANCE
SECTION IV - BUSINESS DISTRICTS**

"Section 5 - Residential Commercial Office Districts (RCO)

.

5.3 Design Regulations For Business Uses

5-3.1 Maximum Lot Area - One (1) Acre

5-3.2 Minimum Lot Width - 100 feet.

5-3.3 Minimum yards for structures, parking, loading and stacking areas:

Yard	Structures (in feet)	Parking, Loading & Stacking Area (in feet)
Front, from right of way of a dedicated street	60	20*
Side and Rear, abutting a residential district or use	50	25*
Side and Rear, abutting a non-residential district	25	10*

*the entire area must be landscaped

5-3.4 Maximum Building Height - 30 feet.

5-3.5 Maximum Lot Coverage - as uses, yard and off-street parking, loading and stacking and landscaping requirements permit.

5-3.6 Enclosure:

All principal and accessory uses, except signs, landscaping and off-street parking, loading and stacking, shall be conducted within completely enclosed structures.

25 X

32X1

5-4 Permitted Accessory Uses or Structures

- 5-4.1 Retail stores and services, occupying not more than fifteen percent (15%) of the gross floor area of any one (1) building or division thereof excluding outside display or retail sales.
- 5-4.2 Off-street parking as permitted and regulated by this ordinance.
- 5-4.3 Signs as permitted and regulated by this Ordinance.
- 5-4.4 Yard and setback requirements as permitted and regulated in the R-2 District.

March 19, 1990

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of Ordinance Amendment, with the original thereof filed in my office at Lancaster, New York, on the 19th day of March, 1990, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 19th day of March, 1990.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, O & B TV Inc., 8581 Main Street, Williamsville, New York
has applied for a Dumping Permit for property situate on 5395 Genesee Street,
within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town
of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and
Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed
their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that O & B TV Inc., 8581 Main Street, Williamsville, New
York, be and is hereby authorized to dump and dispose of materials outside
permitted sanitary landfills within the Town of Lancaster, namely on premises
owned by the applicant at 5395 Genesee Street, said dumping to be in strict
conformance with the application of the petitioners as filed in the Office of
the Town Clerk, and

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the
recommendations of the Town Engineer as follows:

1. Perimeter six inch drainage pipes to be installed as required to
prevent runoff from the site onto the neighboring properties, except at the
natural discharge point.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.PERMIT.DUMP

15 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated
March 16, 1990 has recommended the appointments of certain individuals to the
membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions be made to the membership of
the Lancaster Volunteer Ambulance Corps:

Christopher Hyde
24 JFK Lane
Depew, New York 14043

Joseph M. Donovan
5007 Transit Road
Depew, New York 14043

Robert J. Cuillo
126 Phyllis Avenue
Buffalo, New York 14215

Kenneth Nagel
207 Lake Avenue
Lancaster, New York 14086

Kenneth N. Hodgeson
204 Hastings
Buffalo, New York 14215

Michael A. Bajen
99 Humason Avenue
Buffalo, New York 14211

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.LVAC

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Adrian Andrusz, 6 Wainwright Court, Lancaster, New York
and Donald Schmid, 10835 Park Avenue, Clarence, New York have applied for a
Dumping Permit for property situate on the corner of North Maple and Wehrle
Drive, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of
the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and
Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed
their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Adrian Andrusz, 6 Wainwright Court, Lancaster, New
York and Donald Schmid, 10835 Park Avenue, Clarence, New York, be and are
hereby authorized to dump and dispose of materials outside permitted sanitary
landfills within the Town of Lancaster, namely on premises owned by the
applicants at the corner of N. Maple and Wehrle Drive, said dumping to be in
strict conformance with the application of the petitioners as filed in the
Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.PERMIT.DUMP

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated March 8, 1990, has requested permission to have the counseling staff consisting of Karen Schanne, Bob Smith and Bruce Jones, participate in a weekend seminar, at the Youth Bureau, for participants in the Youth Bureau's Counseling Program on Friday, May 4th, 1990, from 3:30 p.m. to 11:30 p.m. and Saturday, May 5th, 1990, from 8:30 a.m. to 3:30 p.m.,

NOW, THEREFORE, BE IT

RESOLVED, that KAREN SCHANNE, BOB SMITH AND BRUCE JONES, members of the Counseling Staff of the Youth Bureau of the Town of Lancaster, be and hereby are authorized to participate in a weekend seminar for participants in the Youth Bureau's Counseling Program on Friday, May 4th, 1990, from 3:30 p.m. to 11:30 p.m. and Saturday, May 5th, 1990, from 8:30 a.m. to 3:30 p.m., and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.SEM.MTGS (Pl)

15X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Josela Enterprises, Inc. 5653 Broadway, Lancaster, New York 14086, has applied to the Town Board of the Town of Lancaster for permits to construct a Public Improvement upon real property in the Town of Lancaster within Southpoint Subdivision, Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the public improvement requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 195 of Josela Enterprises, Inc. 5653 Broadway, Lancaster, New York 14086, for the installation of:

P.I.P. No. 195 - Install approx. 2170 l.f. 6" PVC; 1664 l.f. 12" (Storm Sewer) CCMP; 382 l.f. 12" RCP; 5001 l.f. 15" CCMP; 50 l.f. 18" CCMP; 252 l.f. 24" CCMP; 720 l.f. 30" CCMP; 175 l.f. 18" RCP; 17 receivers; 12 manholes, 8 yard receivers; 36 yard drains

be and is hereby approved and the installation of the improvement requested be and is hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.P.I.P.a (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated March 12, 1990, has requested the confirmation of one new member duly elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company, Inc. of the following individual:

James J. Murphy
24 Petersbrook Circle
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, definite plans, specifications and contract documents have been prepared by Donald Gallo, Consulting Engineer, the Engineer retained by the Town Board of the Town of Lancaster for the Reconstruction of the Wading Pools at Keysa Town Park located at Vandenburg and Brady Avenue, and Meadowlea Park, located at Broezel Avenue, Lancaster, New York, and

WHEREAS, such plans and specifications and contract documents have been examined by the Town Board;

NOW, THEREFORE, BE IT

RESOLVED, that the plans, specifications and contract documents for the reconstruction of the wading pools at Keysa Town Park and Meadowlea Park be and hereby are approved and adopted, and

BE IT FURTHER

RESOLVED, that sealed proposals will be received, publicly opened, read aloud and considered by the Supervisor of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 5th day of April, 1990, at 10:30 o'clock A.M., Local Time, for furnishing all materials, labor and equipment necessary for the Reconstruction of the Wading Pools at Keysa Town Park at Vandenburg and Brady, and Meadowlea Park at Broezel Avenue, Lancaster, New York, and that Notice of advertisement for bids shall be published by the Town Clerk of the Town of Lancaster in the Lancaster Bee, the official newspaper and a newspaper of general circulation in the Town of Lancaster, no later than March 22, 1990, and posted according to Law, said Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

March 19, 1990

32X1

**TOWN OF LANCASTER
ERIE COUNTY, NEW YORK**

TOWN WADING POOL RENOVATIONS CONTRACT NO. 3

NOTICE TO BIDDERS

Sealed Bids for renovations to the Town Wading Pools located on Vandenburg Ave. and Broesel Ave. in the Town of Lancaster, Erie County, New York, Contract No. 3 for the Town of Lancaster will be received from bidders by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, New York 14086 on or before 10:30 A.M., Local Time, on the 5th day of April, 1990, at which time they will be publicly opened and read aloud. The Project consists of renovating the existing Wading Pools.

Contract Documents may be examined at the office of the Town Clerk of the Town of Lancaster at 21 Central Avenue, Lancaster, NY 14086 and at the offices of the ENGINEER at the address listed below between the hours of 8:00 A.M. and 4:30 P.M. from March 22, 1990 to April 5, 1990 except Saturdays, Sundays, and Holidays.

Copies may be obtained from the office of the ENGINEER upon deposit of \$50.00 for each set. The ENGINEER will mail the Contract Documents to those wishing to obtain a set upon receipt of the document fee plus a non-refundable mailing and handling charge of Ten Dollars (\$10.00) per set. The mailing date will be considered the bidder's date of receipt. Partial sets of Contract Documents will not be available. Neither the OWNER nor the ENGINEER will be responsible for full or partial sets of Contract Documents, including any addenda, obtained from other sources. Bidders who return full sets of documents in good condition within thirty (30) days of award of the contract will receive a full refund. Non bidders will be refunded one-half of the deposit upon return of full sets of Contract Documents within thirty (30) days of award of the Contract. No refunds will be made for the return of additional sets. Checks for documents shall be made payable to the ENGINEER. The \$50.00 deposit shall be in the form of two (2) \$25.00 checks. Checks for mailing fees shall be made payable to the ENGINEER.

The attention of the Bidders is called particularly to the requirements with respect to conditions of employment to be observed and minimum wage rates to be paid under the contract, and further to the Affirmative Action Requirements for Equal Employment Opportunity.

The attention of the Bidders is called to the provisions of Article 5A of the General Municipal Law which requires the Bidder to execute a certificate of non-collusion and to conform with the other provisions of Article 5A outlined in the Instructions to Bidders and Supplementary Conditions. A form for such certificate accompanies the bid form. Unless it is properly executed, the bid will not be accepted. The successful Bidder will be required to furnish Payment and Performance Bonds each in an amount equal to 100 percent (100%) of the Contract award. For the purpose of the deposit refund, bidders shall only be considered as those that formally submit a bid at the time and place as stated above and for the purpose of the performance of the work as set forth in these Specifications.

Bid Forms shall not be removed from the Project Manual and the entire Project Manual shall be submitted with the Bid.

March 1990

NTB-1

011-047

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Each proposal must be accompanied by the deposit of a certified check, payable to the Order of the Town of Lancaster, for a sum equal to five percentum (5%) of the total amount of the bid, or a bond with sufficient sureties in a penal sum equal to five percentum (5%) of such total bid amount, conditioned that if the proposal is accepted, the successful bidder will enter into a contract for the work, and that he will execute within fifteen (15) days from the date of award, a suitable security bond in the amount of the contract, conditioned for the faithful and prompt performance and completion of the work specified in the contract.

All deposits, except that of the successful bidder, will be returned.

Upon acceptance of his bid, if the successful bidder fails to enter into a contract pursuant to the requirements of the Board, or fails to give the further security prescribed in this notice, with the time limited therein, then the check deposited as aforesaid and the moneys standing to the credit of same, shall be forfeited to the Town as liquidated damages, or the payment of the bond enforced for the benefit of the Town. The Town of Lancaster reserves the right to waive informalities in or to reject any and all bids.

As evidence of his competency to perform the work, each Bidder shall submit with his Bid a statement of his qualifications and resources. Each Bid must contain evidence of Bidder's qualification to do business in the state where the Project is located or covenant to obtain such qualification prior to award of the Contract. Low Bidders may be asked to furnish additional data to demonstrate competency.

The right to reject any or all bids, to waive any informalities in, or to make an award to other than the low bidder or to the lowest responsive and responsible bidder, should it be deemed to be in the best interest of the Town of Lancaster, and in accordance with law, are herewith reserved.

The Town of Lancaster is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes which are to be incorporated into the project and which are to be separately sold by the CONTRACTOR to the OWNER prior to incorporation into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by CONTRACTOR which are either "consumable" or rental property used by the CONTRACTOR in connection with the construction or repair.

Award of a Contract or Contracts is subject to Town of Lancaster Financing.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER, N. Y.

Robert Thill, Town Clerk

Consulting Engineer:
Donald Gallo, Consulting Engineer
260 Elmwood Avenue
Buffalo, New York 14222
(716) 883-1234

12x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 12567 to Claim No. 12825 Inclusive.

Total amount hereby authorized to be paid:

\$453,973.70

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of these Building Permits be and are
hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to
the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town
Lancaster.
(CSW) = Conditional sidewalk waiver.

NO.	CODE	NAME	ADDRESS	STRUCTURE
67		Robert L. Laney	1 Gale Dr	ERECT SHED
68	(T)(SW)	Roy Schneggenburger	200 Peppermint Rd	ER. SIN. DWLG
69	(T)	Fischione Const	19 Arrow Trail	ER. SIN. DWLG
70		Basil Chevrolet	5111 Transit Rd	ER. STEEL PAINT BOOTH
71	(T)	Fischione Const	3 Arrow Trail	ER. SIN. DWLG
72	(T)	Marrano Marc Equity	15 Spruceland	ER. SIN. DWLG
73	(T)	Marrano Marc Equity	21 Greenmeadow	ER. SIN. DWLG
74	(T)	Marrano Marc Equity	65 Heritage Dr	ER. SIN. DWLG
75		Brian Colvin	360 Lake Ave	ER.GAR.EX.SIN.DWLG
76		Ron Farchmen	33 Fieldstone Ln	ER. SHED
77	(T)	Best Builders	167 Enchanted Frst S	ER. SIN. DWLG
78	(T)	Fischione Const	32 Hidden Trail	ER. SIN. DWLG
79	(T)	Fischione Const	43 Hidden Trail	ER. SIN. DWLG
80		M/M David Hawk	255 Peppermint Rd	REPLACE ROOF W/ GABLE-HIP
81		Janice Plucenski	78 Pheasant Run Ln	ER. DECK
82		Carleton D. Weiss	49 Stutzman Rd	EX. SIN. DWLG
83		Gary Reinhold	119 Nichter Rd	ER. FIREPLACE
84	(T)	Marrano Marc Equity	22 Pinetree Dr	ER. SIN. DWLG
85	(T)	Marrano Marc Equity	20 Pinetree Dr	ER. SIN. DWLG
86	(T)	Marrano Marc Equity	23 Pinetree Dr	ER. SIN. DWLG
87		Ed Auto Parts	911 Ransom Rd	ER. POLE BARN
88		Georgio's	5464 Genesee St	ER. SIGN
89	(T)	Fischione Const	16 Arrow Trail	ER. SIN. DWLG

90	(T)	Fischione Const	30 Hidden Trail	ER. SIN. DWLG
91	(T)	Crescent Homes Inc	18 Greenmeadow Ln	ER. SIN. DWLG
92	(T)	Marrano Marc Equity	45 Hemlock	ER. SIN. DWLG
93	(T)	Marrano Marc Equity	9 Spruceland	ER. SIN. DWLG
94	(T)	Stratford Homes Inc.	5 Sugarbush Ln	ER. SIN. DWLG
95	(T)	Marrano Marc Equity	14 Pinetree Dr	ER. SIN. DWLG
96	(T)	Marrano Marc Equity	21 Pinetree Dr	ER. SIN. DWLG
97	(T)	Stratford Homes Inc	37 Fieldstone Ln	ER. SIN. DWLG
98	(T)	Donato Developers	10 Greenmeadow Dr	ER. SIN. DWLG
99	(T)	Donato Developers	7 Rosehill Circle	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner, and

BE IT FURTHER

RESOLVED, that Building Permit Application No. 636 of 1989 of Microtel Franchise and Development Corp. to construct a hotel at 50 Freeman Road, which was previously tabled by the Town Board, be and is hereby approved, and

BE IT FURTHER

RESOLVED, that Building Permit Application Nos. 69, 71, 78, 79, 89 and 90 of 1990 are approved conditioned upon prior receipt by the Building Inspector of a letter from the developer acknowledging his responsibility to bring retention facilities within this subdivision to proper construction standards and storage standards, and

BE IT FURTHER

RESOLVED, that Building Permit No. 66 of 1990, of E.A. Cassaro, Inc., to demolish a shed at 4906 William Street, be and is hereby tabled for further study.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.BLDG (P1 &2)

32X1

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50 - Zoning - Part II, Section 14, "Auxiliary Housing Units" of the Code of the Town of Lancaster, upon the petition of MARY E. FAULHABER, 5002 William Street, Lancaster, New York, for a Special Use Permit for an Auxiliary Housing Unit within a single-family detached dwelling unit on premises situate at 5002 William Street, in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50 - Zoning - Part II, Section 14, entitled "Auxiliary Housing Units" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit for an Auxiliary Housing Unit within a single-family detached dwelling unit on premises situate at 5002 William Street in the Town of Lancaster upon the terms and conditions as set forth in the Zoning Ordinance.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

32X1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, Mary Ann Pluff and Douglas Bugenhagen, by letter dated October 10, 1989, requested a refund of their tree planting fee submitted to the Town of Lancaster, with their Building Permit Application No. 502 of the year 1989, and

WHEREAS, the Chairman of the Tree Planting Committee of the Town Board of the Town of Lancaster has reported that he has inspected the premises at 5891 Genesee Street and found it to be more than adequately forested with healthy trees of various varieties and not in need of further planting under the Official Tree Planting Program of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to prepare a voucher and refund to Mary Ann Pluff and Douglas Bugenhagen, 5891 Genesee Street, Lancaster, New York 14086, the sum of \$180.00 representing the tree planting fee collected by the Town of Lancaster under Building Permit No. 502 of the year 1989.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: R.BLDG (P3)

11X1

32X1

Page
Councilman Kwak requested a suspension of the necessary rule f
immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN KWAK, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMAN GIZA
TO WIT:

WHEREAS, on March 5, 1990, the Town Board adopted four bond
resolutions which require down payments in the aggregate amount of \$29,900
from funds currently available in the 1990 adopted budget of the Town of
Lancaster, and

WHEREAS, said funds are currently in General Fund account "A1990.4,
Special Items - Contingent", from which it is improper to directly expend
funds, and

WHEREAS, it is necessary to transfer these funds from the
aforementioned account to the proper account in the budget from which they are
to be expended,

NOW, THEREFORE, BE IT
RESOLVED, that the following line item transfers to the 1990 Adopted
Budget be and are hereby approved:

TRANSFER FROM:
A1990.4 Special Items, Contingent

TRANSFER TO:
A9950.9 Interfund Transfers, Transfer to Capital Projects Fund

Amount
\$29,900

29,900

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

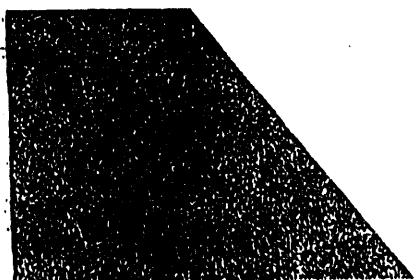
March 19, 1990

File: BUDXFER031990

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32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN KWAK, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMAN GIZA
TO WIT:

WHEREAS, on March 5, 1990, the Town Board adopted four bond resolutions which require down payments in the aggregate amount of \$29,900 from funds currently available in the 1990 adopted budget of the Town of Lancaster, and

WHEREAS, said funds are currently in General Fund account "A1990.4, Special Items - Contingent", from which it is improper to directly expend funds, and

WHEREAS, it is necessary to transfer these funds from the aforementioned account to the proper account in the budget from which they are to be expended,

NOW, THEREFORE, BE IT

RESOLVED, that the following line item transfers to the 1990 Adopted Budget be and are hereby approved:

<u>TRANSFER FROM:</u>	<u>Amount</u>
A1990.4 Special Items, Contingent	\$29,900
<u>TRANSFER TO:</u>	
A9950.9 Interfund Transfers, Transfer to Capital Projects Fund	29,900

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

File: BUDXFER031990

32X1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster after review and due consideration of the authorized buyout policy of hospitalization coverage for town employees, has determined that the before mentioned buyout policy should be amended to reflect the increase in insurance premium experienced for hospitalization coverage,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby amends the authorized buyout plan of town employees health insurance for the purpose of reducing the cost of same borne by the Town, as follows:

- (a) Family Plan - payment to the employee of a sum equal to fifty per cent (50%) of that part of the annual premium paid by the Town of Lancaster for basic coverage, to be made in equal semi-annual payments on or about April 1st and October 1st of the calendar year.
- (b) Single Plan - payment to the employee of a sum equal to fifty per cent (50%) of that part of the annual premium paid by the Town of Lancaster for basic coverage, to be made in equal semi-annual payments on or about April 1st and October 1st of the calendar year.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

March 19, 1990

32X1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On June 6, 1988, The Town Engineer was directed to expedite this project.
2. Dumping Permit - Walter Mikowski
On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Dumping Permit - New Creation Fellowship
On July 12, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - O & B TV Inc.
On November 27, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation. On March 9, 1990, the Town Engineer recommended approval, with condition, of this permit. On March 19, 1990, the Town Board approved this permit. The Town Clerk was directed to remove this item from future Town Board agendas.

5. Public Improvement Permit Authorization - Deer Cross Subdivision (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No
Floodway	No	No	No

6. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway Grading	Yes	No	No

7. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Floodway (S. Branch)	Yes	No	No
East Culvert (S. Branch)	Yes	Yes	Yes

8. Public Improvement Permit Authorization - Indian Pine Village Subdivision (Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No
Floodway	Yes	No	No

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)9. Public Improvement Permit Authorization - Lake Forest Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

10. Public Improvement Permit Authorization - The Meadows Subdivision (Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

11. Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

12. Public Improvement Permit Authorization - Pine Tree Farm, Phase II (Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Pleasantview, Phase I (Stephens)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement	Yes	No	No
Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

14. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	Yes	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:15. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I (Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

16. Public Improvement Permit Authorization - Southpoint Subdivision, Phase II (Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No
Floodway	No	No	No

17. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

18. Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

19. Rezone Petition - Chestnut Oak Development Corp. (Mark Green)

On November 20, 1989, the Town Board held a public hearing on this matter and reserved decision.

20. Rezone Petition - Ted Kulbacki

On February 15, 1990, this matter was referred to the Planning Board for review and recommendation.

21. Rezone Petition - Keith A. Wilkinson, Sr.

On December 18, 1989, the Town Board held a public hearing on this matter and reserved decision. On March 19, 1990, the Town Board held a SEQR meeting on this matter and tabled their decision pending receipt of additional data from the petitioner.

22. State Contract Grant - 40 Clark Street Museum.

Application for grant has been filed.

25 X

32 X

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

23. Subdivision Approval - The Crossings (Off Erie St.)
Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.
24. Subdivision Approval - Liberty Square ((Off William Street)
On February 21, 1990, the Planning Board recommended preliminary approval of this subdivision.
25. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)
On February 7, 1990, the Planning Board recommended final approval of this subdivision plot. On March 19, 1990, a SEQOR negative determination was adopted.
26. Subdivision Approval - Roseland (off Steinfeldt)
On March 19, 1990 the Town Board approved this subdivision. The Town Clerk was directed to remove this item from future Town Board agendas.
27. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)
On October 4, 1989, the Planning Board approved the site plan for this subdivision.
28. Subdivision Approval - West Warner Estates Subdivision (Ogiony - Off Warner Road)
On February 14, 1990, this matter was referred to the Planning Board for review and recommendations.
29. Subdivision Approval - Willow Ridge Subdivision (- Off Aurora)
On February 22, 1990, the Planning Board recommended approval of this subdivision.
30. Subdivision Approval - Windsor Ridge (Off Lake Avenue)
On January 17, 1990, the Planning Board approved Phase I for this subdivision. On March 19, 1990 a SEQOR negative declaration was adopted.
31. Subdivision Approval - Woodgate Subdivision (Josela - Off Aurora St.)
On August 2, 1989, this matter was referred to the Planning Board and Chief Fowler for review and report. On September 6, 1989, the Chief of Police approved the site plan.
32. Traffic Survey - Speed Limit - Westwood Road
On August 21, 1989, a petition from the residents of Westwood Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.

PERSONS ADDRESSING THE TOWN BOARD:

James Guenther, 562 Pavement Road, questioned the Town Board about the bid opening process for public receipt of bids.

25 X

32 X

PERSONS ADDRESSING THE TOWN BOARD CONT'D.:

Henry Marloch, 13 Roosevelt Avenue, questioned the Town Board about how assessment figures are determined on homes.

Harry Frey, 1 Roosevelt Avenue, questioned the Town Board about how assessment figures are determined on homes.

Donna Wolski, 20 Ravenwood Drive, spoke to the Town Board about veteran exemptions and assessing as less than full value.

Robert Zichittella, 532 Country Place, read a statement to the TownBoard relative to freedom of speech at Planning Board meetings.

Gloria Kuhicki, 15 Maple Drive, spoke to the Town Board about the re-evaluation process.

Joseph Reina, Attorney, Suite 600, 17 Court Street, representing Fischione Const., Inc., spoke to the Town Board about the completion of the detention basin within his client's subdivision known as Indian Pine Village.

12X

COMMUNICATIONSDISPOSITION

236. Town Attorney to Town Engineers - Request report on drainage for Meadowlands Subdivision.	R & F
237. Councilman Giza to Town Board - Report on Association of Towns meeting.	R & F
238. Pasquale Ardino to Supervisor - Request dispatch area at police headquarters as designated smoking area.	TOWN ATTORNEY
239. Youth Bureau Ex. Dir. to Supervisor - Request counseling staff's participation in weekend seminar on 5/4-5/90.	R & F
240. Thill-Demerly Agency to NYS Dept. Licensing - Transmittal of governmental disclosure statements.	R & F
241. Shelley A. Au to Rep. Nowak - Request support re: school district plan.	R & F
242. Building Inspector to Town Board - Report on attendance at Association of Towns meeting.	R & F
243. Police Chief to Planning Board Chairman - Comments re: New Creation Fellowship revised site plan.	SEQR - FILE
244. Police Chief to Planning Board Chairman - Comments re: proposed "East Brook Estates" Subdivision preliminary plan.	R & F
245. Assessor to Town Board - Report on attendance at Association of Towns meeting.	R & F
246. Town Board Proclamation - Commendation to George J. Drescher.	R & F
247. Carol A. Protzman to Supervisor - Transmittal of information on wildlife warning reflectors.	COUNCILMAN MILLER
248. John Kicak, Zoning Board Member, to Town Board - Report on attendance at Association of Towns meeting.	R & F
249. Planning Board Chair. to Town Board - Report on attendance at Association of Towns meeting.	R & F
250. Assoc. of Erie County Governments to Supervisor - Various items of interest.	R & F
251. ECIDA to Depew School System Business Manager - Comments re: taxes in relation to the proposed recycling center for the NECSWMB.	R & F
252. State Comptroller to Supervisor - Clarification re: vehicle and traffic fines.	R & F
253. Bissell, Stone Associates to Supervisor - Transmittal of letters from NYSDEC and County Dept. of Health re: sewer and water lines in Roseland Subdivision, Phase I.	R & F
254. Sealing Devices, Inc. to Supervisor - Request support in getting State to establish "No Passing zone" along Walden Ave.	PUBLIC SAFETY CHIEF FOWLER

25 X

32X1

COMMUNICATIONS CONT'D.DISPOSITION

255. Buffalo District Corps of Engineers to Supervisor - Notice of insufficient flood damage from Ellicott Creek to justify construction of flood control project.	R & F
256. County Dept. of Health to Town Board - Transmittal of waterline extension permit for Lake Forest South Subdivision.	R & F
257. Building Inspector to Town Board - Site plans for Ridge Crest Phase 11.	SEQR FILE
258. Town Attorney to Supervisor, Town of Alden, Mayor Village of Alden, Mayor, Village of Lancaster Mayor, Village of Depew - Combined Hazmat Team, Municipal Cooperative Agreement.	R & F
259. Krehbiel Associates to Supervisor - Dumping Permit, O & B TV Inc, 5395 Genesee KAI Project File 21788.	R & F
260. Twin Dist. Vol. Fire Co. to Town Clerk - Addition of new member to active roster.	R & F
261. Town Clerk to Town Engineer and Bldg. Inspt. - Application for Dumping Permit, W. Mikowski.	R & F
262. Town Clerk to various newspapers, Radio & TV News Stations - Notice of SEQR Meeting.	R & F
263. Bowmansville Vol. Fire Assoc. to Town Board - Addition and deletion of members to and from active roster.	R & F
264. Assoc. of Erie County Governments to Supervisor - Notice of meeting to be held 3/22/90 in Depew.	R & F
265. ENRPB to Various Officials - List re: Adopt-a-Stream, "Earth Week" and "Water Week" activities.	R & F
266. Alden Town Clerk to Town Clerks of Newstead, Lancaster, Marilla and Darien - Transmittal of proposed amendment to the zoning ordinance re: fences.	R & F
267. Giusiana, Architect and Engineer, to Supervisor - Determination of flood plain limits, Little Buffalo Creek, William Rd., between Bowen and Schwartz Roads.	TOWN ENGINEER SUPERVISOR
268. NECSWMB to Supervisor - Notice of meetings re: attorney selection and to discuss incentives - MRF.	R & F
269. Dir. of Adm. and Finance to Town Board - Suggestions for modifications to insurance buy out plan	INSURANCE COMMITTEE TOWN ATTORNEY FOR SUSPENDED RESOLUTION
270. County Comm. of Finance to Supervisor - Notice of approval for extension to collect taxes until 6/30/90.	R & F
271. NYPF to Various Officials - Notice of Local Land Use Workshop to be held in Clarence from 3/23-24/90.	R & F
272. Town Engineer to Supervisor - Recommend O & B TV Inc. dumping permit be granted.	R & F

32x1

COMMUNICATIONS CONT'D.DISPOSITION

273. Town Engineer to Supervisor - Recommend Andrusz/Schmid dumping permit be granted.	R & F
274. N.Y.S. Adm. Board of the Courts to Timothy Dwan. Certificate of Attendance - Advanced Judicial Education Course.	R & F
275. County Executive to Supervisor - Comments re: medical supplies stored among defense supplies.	R & F
276. Town Attorney to Town Board - Report on attendance at Association of Towns meeting.	R & F
277. Off. of the State Comptroller to Supervisor - Notice of granting of extension of 60 days for filing of annual financial report.	R & F
278. NYSDEC to Supervisor - Transmittal of public notice for the Lake Erie-Niagara River Drainage Basin reclassifi- cation hearing scheduled for 5/1/90.	PLANNING BOARD R & F
279. NECSWMB to Members - Notice of meeting to be held 3/9/90 in Cheektowaga and minutes from meeting held 2/8/90.	R & F
280. Planning Board to Town Board - Minutes from meeting held 3/3/90.	R & F
281. Building Inspector to Town Board - Transmittal of Como Park Heights site plan.	TOWN ENGINEER
282. Building Inspector to Planning Board Members - Transmittal of pole barn sketch for Ed's Auto Parts.	R & F
283. Building Inspector to Planning Board Members - Transmittal of Colecraft site plan for addition to existing building.	R & F
284. LVAC to Town Clerk - Notice of acceptance of members into corp.	R & F
285. Donald Gallo, Consulting Engineer to Supervisor - Proposal for wading pool renovations.	R & F
286. Various Town Employees to Town Board - Request percentage increase re: health insurance buy out.	R & F
287. NYSDEC to Supervisor - Comment re: lead agency designation - proposed Bob Evans Restaurant.	SEQR FILE
288. Lancaster Women's Civic Club to Town Board - Suggestion to form an impartial committee to study Town and Village consolidation.	LIAISON COMMITTEE

Supervisor Keysa requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

289. NYS Dept. of Environmental Conservation to Cultural Resource Group, Inc. - Proposed Larkspur Acres Subdivision, Wehrle Drive.	SEQR FILE
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32X1

COMMUNICATIONS CONT'D.

DISPOSITION

290. Lombardy Street Resident to Town Board - Concerns regarding new Senior Citizen Center.	<u>R & F</u>
291. NYS Parks to Supervisor - Re: EQBA of 1986 for Walden Park.	<u>R & F</u>
292. Building Inspector to Town Board - Re: Dumping Permit 5395 Genesee St.	<u>R & F</u>
293. The Oxford Park Citizens Advisory Committee - Proposed Master Plan for Oxford Park.	<u>R & F</u>
294. National Spa & Pool Institute to Town Board - Re: Building Permits.	<u>R & F</u>

ON THE MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 11:40 P.M. out of respect to:

LUCY FLICK
MARK STRICKLAND

Signed Robert P. Thill
Robert P. Thill, Town Clerk